

The Rhode Island Fire Safety Code Board of Appeal & Review met at their headquarters located at 1 Regan Court, Varley Building #46, in Cranston, RI on Tuesday, September 23, 2008 at 1:00 P.M. Present were Chairman Coutu, Vice Chairman Newbrook and Commissioners Preiss, Jackson, Pearson, Dias and Filippi. Also present were Executive Director Thomas Coffey and Deputy Director Carol Marsella. The following cases were heard.

APPEAL #080075: ADSFM Francis Dunton appeared for the Woonsocket Fire Marshal's office for the property located at 242-246 Burnside Avenue in Woonsocket. The Applicant failed to appear. Vice Chairman Newbrook made a motion, seconded by Commissioners Dias and Filippi, to close this file. The motion was unanimous.

APPEAL #050739: Mr. Nicholas Chrisochoidis (by letter), for the property located at 1848 Main Road in Tiverton. ADSFM Thomas Mello appeared for the Tiverton Fire Marshal's office. The Fire Marshal testified that most of the corrections have been made, and that the Applicant is working with the Fire Marshal's office towards full compliance. Commissioner Pearson made a motion, seconded by Vice Chairman Newbrook, to direct the Applicant to bring this facility into compliance, at the direction and to the satisfaction of the Tiverton Fire Marshal's office. The motion was unanimous.

APPEAL #050842: Mr. Christos Petropoulos, for the property located

at 384 King Road in Tiverton. ADSFM Thomas Mello appeared for the Tiverton Fire Marshal's office. Commissioner Preiss recused himself from consideration of this case. Commissioner Pearson made a motion, seconded by Commissioners Filippi, Dias and Jackson, to direct the Applicant to spray the cited area with a fire retardant material or provide sheet rock in the cited space, to separate the apartment from the storage area. There is to be no storage in that space. A secondary egress from the apartment is to be constructed at the direction and to the satisfaction of the Tiverton Fire Marshal's office. The corrections are to be made within 120 days. The motion was unanimous.

APPEAL #060153: Mr. Reed Lincoln, for the property located at 203-209 North Fenner Avenue, Middletown. ADSFM Thomas Karpovitz appeared for the Middletown Fire Marshal's office. Pursuant to the testimony by the Applicant that as of October 1, 2008 2 of the 4 apartment units will be vacant, Vice Chairman Newbrook made a motion, seconded by Commissioner Preiss, that as of October 1, 2008, before the 4th unit is rented or sold, a local fire alarm system shall be installed. The motion was unanimous.

APPEAL #080250: Mr. Douglas Cohen, for the property located at 30 Wave Avenue, Middletown. ADSFM Thomas Karpovitz and ADSFM John Pinto appeared for the Middletown Fire Marshal's office. Commissioner Filippi made a motion, seconded by Commissioner Preiss, to grant the Applicant's requested variances. The motion was

unanimous.

APPEAL #060055, 070087: Ms. Nadia Clement, for the property located at 137 Spring Street, Newport. ADSFM Wayne Clark appeared for the Newport Fire Marshal's office. It was determined that, since there was no sleeping above the third floor, no sprinkler is required in this facility. The Applicant testified that she will work with the Newport Fire Marshal's office to correct any outstanding deficiencies in this facility. This file shall remain open until the Newport Fire Marshal directs that it be closed.

APPEAL #070245: Newport Collaborative Architects, for the property located at 449 Thames Street in Newport. ADSFM Wayne Clark appeared for the Newport Fire Marshal's office. Commissioner Jackson made a motion, seconded by Commissioner Dias and Vice Chairman Newbrook, to approve the Applicant's plan of action. The motion was unanimous.

APPEAL #060053: Mr. James Conway, for the property located at 1285-1293 Main Street in West Warwick. ADSFM Albert Heroux appeared for the West Warwick Fire Marshal's office. Vice Chairman Newbrook made a motion, seconded by Commissioner Dias, to grant the following relief. The Applicant is granted a variance, based on structural hardship, to allow the height of the cited ceiling. The Applicant is granted a time variance of 120 days to correct all remaining deficiencies. The West Warwick Fire Marshal is authorized

to extend the above time limits for good faith efforts shown by the Applicant. The motion was unanimous.

APPEAL 060605A: Mr. Herminio Correia, for the property located at 4 Blossom Street, West Warwick. DSFM Octavio Vieira and DSFM James Moore appeared for the State Fire Marshal's office and ADSFM Albert Heroux appeared for the West Warwick Fire Marshal's office. Vice Chairman Newbrook made a motion, seconded by Commissioner Filippi, to grant the Applicant a time variance of thirty days to present properly stamped sprinkler plans for Building #1 to the West Warwick Fire Marshal's office and an additional 120 days in which to bring the sprinkler system into compliance. The Applicant will return to the Board on March 17, 2009 to present his plan of action for the sprinkler system in Building #2. The motion was unanimous.

**Respectfully submitted,
Carol Marsella
Deputy Director**